IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

CIVIL CASE NO. 1:11cv197

TRACI E. BYERS,)	
Plaintiff,)	
v.)	ORDER
MICHAEL J. ASTRUE, Commissioner of Social Security,)	
Defendant.)	

THIS MATTER is before the Court on the Parties' Consent Motion for Entry of an Order Accepting the Parties' Settlement Agreement on Attorney's Fees. [Doc. 14].

The parties agree the appropriate award of attorney's fees is the amount of One Thousand Eight Hundred Thirty-Two Dollars and Ninety-One Cents (\$1,832.32) in full satisfaction of any and all claims by the Plaintiff in this case pursuant to 28 U.S.C. §2412(d). The parties state in the Settlement Agreement that the Plaintiff has assigned the attorney's fees to Plaintiff's counsel. The Court therefore finds that the Commissioner shall pay this award of fees directly to Plaintiff's counsel provided it is shown that as of the

date of this Order, the Plaintiff does not owe any debt to the United States

Government which is subject to offset. <u>Astrue v. Ratliff</u>, __ U.S. __, 130 S.Ct.

2521, 177 L.Ed.2d 91 (2010).

IT IS, THEREFORE, ORDERED that the Parties' Consent Motion for

Entry of an Order Accepting the Parties' Settlement Agreement on Attorney's

Fees. [Doc. 14] is hereby GRANTED and the Plaintiff is hereby awarded

attorney's fees in the amount of One Thousand Eight Hundred Thirty-Two

Dollars and Ninety-One Cents (\$1,832.91) which sum is in full satisfaction of

any and all claims by the Plaintiff in this case pursuant to 28 U.S.C. §2412(d).

IT IS FURTHER ORDERED that the Commissioner shall inform

Plaintiff's counsel whether the Plaintiff owes a debt to the Government by

which this fee award may be offset no later that thirty (30) days from entry of

this Order.

IT IS FURTHER ORDERED that no additional Petition pursuant to 28

U.S.C. §2412(d) may be filed.

Signed: March 19, 2012

Martin Reidinger

United States District Judge